



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

22 AUG 2006

Sean D. Solberg  
Dorsey & Whitney, LLP  
Intellectual Property Department  
50 South Sixth Street  
Minneapolis, MN 55402-1498

In re Application of	:	
WU, et al.	:	
Application No.: 10/527,257	:	
PCT No.: PCT/CN02/00631	:	DECISION ON PETITION
Int. Filing Date: 09 September 2002	:	
Priority Date: None	:	UNDER 37 CFR 1.137(b)
Atty. Docket No.: 186353/US	:	
For: TUMOR TAG AND THE USE THEREOF	:	

The petition to revive under 37 CFR 1.137(b) filed 09 August 2006 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "the entire delay in response to this action was unintentional as Applicant did timely file a response on March 13, 2006, however the response was still considered incorrect" is being interpreted to mean that the entire delay in providing a compliant Sequence Listing from the due date for providing a CRF version of the Sequence Listing until the filing of a grantable petition pursuant to this paragraph was unintentional. If this is an incorrect reading of applicant's statement applicant should contact the PCT Legal Office immediately. Applicant's statement and the prompt filing of the petition satisfies the requirement of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicant has now provided a diskette containing a computer readable form of the Sequence Listing free of any defects. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America. Further, a review of the application file reveals that all of the requirements of 35 U.S.C. 371 for entry into the national stage in the United States have been previously satisfied.

The application has an international filing date of 09 September 2002 under 35 U.S.C. 363 and will be given a date of **09 March 2005** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

Application No.: 10/527,257

2

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for treatment in accordance with this decision.

A handwritten signature in black ink, appearing to read 'Derek A. Putonen'.

Derek A. Putonen  
Attorney Advisor  
Office of PCT Legal Administration  
Tel: (571) 272-3294  
Fax: (571) 273-0459